

JUL 14 2000

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS

NANCY DOHERTY; CLERK  
BY Eda  
Deputy

IN RE: FORFEITURE OF  
COLLATERAL SCHEDULE -  
U.S. FISH AND WILDLIFE SERVICE

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MISCELLANEOUS ORDER NO. 7

ORDER

IT APPEARING that the United States has submitted a Motion to Amend the Forfeiture of Collateral Schedule pertaining to offenses within the jurisdiction of the United States Fish and Wildlife Service in the Northern District of Texas.

IT IS HEREBY ORDERED that all previously entered orders regarding the forfeiture of collateral schedule pertaining to offenses within the jurisdiction of the United States Fish and Wildlife Service in the Northern District of Texas be, and are hereby vacated.

IT IS HEREBY ORDERED that the Amended Forfeiture of Collateral Schedule as indicated below and attached hereto shall take effect at 12:00 a.m. on July 18, 2000.

FORFEITURE OF COLLATERAL SCHEDULE  
UNITED STATES FISH AND WILDLIFE  
SERVICE, NORTHERN DISTRICT OF TEXAS,  
REVISED JUNE, 2000

SIGNED AND ENTERED on this 14 day of July, 2000

Jerry Buchmeyer  
JERRY BUCHMEYER, CHIEF JUDGE  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS

FORFEITURE OF COLLATERAL SCHEDULE  
UNITED STATES FISH AND WILDLIFE SERVICE  
NORTHERN DISTRICT OF TEXAS  
REVISED JUNE, 2000

**FORFEITURE OF COLLATERAL SCHEDULE  
UNITED STATES FISH AND WILDLIFE SERVICE  
NORTHERN DISTRICT OF TEXAS**

NOTE: Due to increased liability and potential severity for environmental degradation posed by commercial and organized activities, collateral amounts for violations listed herein shall be doubled for corporations, businesses, partnerships, hunt clubs, and other organizations committing such violations (18 USC 3571 (c) - Fines For Organizations).

Value= the current established replacement value of animals or plants listed in Appendix A.

Item= per specimen

**General Fish & Wildlife Regulations**  
(16 USC 704; 16 USC 668a; 16 USC 1538(d); 16 USC 3373)

**50 CFR 13: General Permit Procedures**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
13.1 thru 13.29	General violation of permit requirements	150.00
13.41	Failure to maintain humane and healthful conditions for live wildlife	250.00
13.42	Violation of terms/conditions set forth in permit	250.00
13.43	Alteration of permit	500.00
13.44	Failure to display permit upon request	150.00
13.45	Failure to file reports as required	150.00
13.46	Failure to maintain records as required	250.00
13.47	Failure to permit premise inspection	500.00
13.48	Failure to comply with conditions of permit	250.00
13.49	Failure to surrender permit upon suspension or revocation	250.00
13.50	Failure to assume liability and responsibility for the conduct of any activity conducted under the authority of permit	250.00

**General Regulations for Importation, Exportation & Transportation of Wildlife**  
(16 USC 3371, 16 USC 1538)

**50 CFR 14: Import, Export & Transportation Regulations**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
14.11	Import or export wildlife at a non-designated port	500.00
14.14(b)	Knowingly unload intransit shipment in U.S.	1000.00
14.32 & 14.33	Violation of non-designated port permit conditions	300.00
14.51	Refusal to allow detention/inspection of wildlife	1000.00

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
14.52	Failure to obtain FWS clearance prior to release from U.S. Customs	500.00
14.61 thru 14.63	Failure to file completed declaration as required	500.00
14.81	Ship wildlife in interstate commerce without marked containers	350.00
14.82	Ship in interstate or foreign commerce without complying with marking requirements or alternatives	250.00
14.91	Engage in business as importer/exporter of wildlife without obtaining import/export license	500.00

**50 CFR 14: Humane and Healthful Transport of Wild Mammals and Birds to the U.S.**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
14.103	Import, transport, cause or permit transport to the U.S. any wild mammal or bird in violation of Humane Transport Regulations	500.00 + value
14.104	Failure to provide English translation for any required certificate/document	150.00
14.105	Unauthorized acceptance by carrier of any wild mammal or bird for transport to the U.S.	500.00 + value
14.106	Failure by carrier to require proper primary enclosures for transport to U.S.	250.00 + value
14.107	Improper animal cargo space of a conveyance	500.00 + value
14.108	Violation by carrier of food/water requirements	250.00 + value
14.109(b)	Improper ambient air temperature and ventilation provided by holding area, transporting device, conveyance or terminal facility	350.00 + value
14.110	Improper or lack of animal holding area	500.00
14.111	Violation of handling requirements	250.00 + value
14.121 thru 14.172	Violation of primary enclosure specifications	500.00 + value

**16 USC 4901-4916**  
**Wild Bird Conservation Act of 1992**

Statute:  
**16 USC 4901 et seq.**  
**(50 CFR 15)**

Violate any regulations, prohibitions, or regulations of Act relating to the import of any exotic bird...

Non-commercial	500.00 + value
Commercial	1,000.00 + value

**18 USC 42**  
**Lacey Act**

**Statute:**  
**18 USC 42(c)**

Importation of wildlife under inhumane or  
unhealthful conditions **250.00 + value**

**50 CFR 16: Regulations for the Importation or Shipment of Injurious Species**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
16.3 thru 16.13(a)	Unauthorized import, transport, acquire or release of prohibited species or their progeny	<b>500.00 + 25.00/item</b>
16.13(b)(1)	Import live/dead or eggs of salmonid of the family <u>Salmonidae</u> which are not accompanied by the required disease-free health certificate	<b>500.00 + 25.00/fish</b>
16.14 & 16.15	Release of imported live wild amphibians/ reptiles or progeny or eggs thereof to the wild without authorization	<b>500.00 + 25.00/item</b>
16.22(b)(1)	Failure to properly confine injurious species	<b>500.00 + 25.00/item</b>
16.22(b)(2)	Transfer of injurious species to unauthorized person	<b>500.00 + 25.00/item</b>

**16 USC 3371-3778**  
**Lacey Act Amendments of 1981**

**Statute:**  
**16 USC 3372(a)**

Offense

- (1) to import, export, transport, sell, receive, acquire, or  
purchase any fish/wildlife/plant taken, possessed, transported  
or sold in violation of any law/treaty/regulation of the U.S.  
or in violation of any Indian Tribal Law.
- (2) to import, export, transport, sell, receive, acquire, or  
purchase in interstate commerce or foreign commerce-
  - (A) any fish/wildlife taken, possessed, transported, or  
sold in violation of any law/regulation of any State or  
in violation of any foreign law, or
  - (B) any plant taken, possessed, transported, or sold,  
in violation of any law or regulation of any State
- (3) within the special maritime and territorial jurisdiction of  
of the United States -
  - (A) to possess any fish/wildlife taken, possessed,  
transported, or sold in violation of any law or  
regulation of any state, or in violation of any foreign  
law or Indian Tribal law, or
  - (B) to possess any plant taken, possessed, transported,  
or sold in violation of any law or regulation of any  
State.

Fish.....	<b>250.00 + value</b>	Big Game.....	<b>1,000.00 + value</b>
Small game....	<b>250.00 + value</b>	Furbearer.....	<b>250.00 + value</b>
Bird.....	<b>500.00 + value</b>	Plant.....	<b>250.00 + value</b>
Reptile.....	<b>250.00 + value</b>	Amphibian.....	<b>250.00 + value</b>
Other.....	<b>250.00 + value</b>		

<u>Statute</u>	<u>Offense</u>	<u>Collateral</u>
16 USC 3372(a)(4)	Attempt to commit any act described in 3372(a) paragraphs (1) through (4)	Same as defined offense
- 16 USC 3372(c)	(1) it is deemed a sale of fish/wildlife in violation of this chapter for a person for money or other consideration to offer or provide (A) guiding, outfitting, or other services; or (B) a hunting or fishing license or permit; for the illegal taking, acquiring, receiving, transporting, or possessing of fish or wildlife	500.00 + value
16 USC 3372(c)	(2) it is deemed to be a purchase of fish/wildlife in violation of this chapter for a person to obtain for money or other consideration- (A) guiding, outfitting, or other services; or (B) a hunting or fishing license or permit; for the illegal taking, acquiring, receiving, transporting, or possessing of fish or wildlife	500.00 + value
16 USC 3372(d)	Unlawful for any person to make or submit any false record, account, or label for, or any false identification of, any fish, wildlife, or plant which has been, or is intended to be- (1) imported, exported, transported, sold, purchased, or received from any foreign country; or (2) transported in interstate or foreign commerce	
	Fish..... 250.00 + value	Big Game..... 1,000.00 + value
	Small game.... 250.00 + value	Furbearer..... 250.00 + value
	Bird..... 500.00 + value	Plant..... 250.00 + value
	Reptile..... 250.00 + value	Amphibian..... 250.00 + value
	Other..... 250.00 + value	

**16 USC 1538**  
**Endangered Species Act**

**Statute:**

16 USC 1538(a)(1)(A) thru 16 USC 1538(a)(1)(G)	Import or export any endangered species; take within the U.S. or territorial seas of the U.S.; take upon the high seas; deliver, carry, transport, or ship in interstate commerce in the course of a commercial activity; sell in interstate or foreign commerce	1,000.00 + value
16 USC 1538(a)(2)(A) thru 16 USC 1538(a)(2)(D)	Import or export any endangered plant; take within the U.S. or territorial seas of the U.S.; take upon the high seas; deliver, carry, transport, or ship in interstate commerce in the course of a commercial activity; sell in interstate or foreign commerce	500.00 + value

**50 CFR 17: Regulations pertaining to Endangered Wildlife**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
17.21 (a)(b)(d)	General Endangered Species prohibitions: Attempt, solicit, cause; import, export; possess, transport unlawfully taken wildlife	500.00 + value
17.21 (c)(e)(f)	Take; Sell; Transport; Interstate or Foreign Commerce	1000.00 + value

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
17.21(g)	Captive-bred wildlife violations	350.00 + 50.00/animal
- 17.22 thru 17.23	Endangered species permit violations	350.00 + 50.00/animal
<b>50 CFR 17: Regulations pertaining to Threatened Wildlife</b>		
<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
17.31	Violate threatened wildlife prohibitions	500.00 + value
17.40 thru 17.47	Violate special regulations pertaining to threatened wildlife	350.00 + value
<b>50 CFR 17: Regulations pertaining to Endangered Plants</b>		
<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
17.61	Violation of Endangered Plant regulations	500.00 + value
17.62 & 17.63	Fail to comply with Permit Conditions	250.00
<b>50 CFR 17: Regulations Pertaining to Threatened Plants</b>		
<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
17.71	Violation of Threatened Plant regulations	350.00 + value
17.72	Fail to comply with permit conditions	250.00
<b>50 CFR 17: Other Endangered &amp; Threatened Plant Regulations</b>		
<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
17.82	Violation of general Experimental regulations	250.00 + value
17.84 to end	Violation of special regulations	250.00 + value

**16 USC 1371-1372  
Marine Mammal Protection Act**

**Statute:**

**16 USC 1371 thru 16 USC 1372**

Take, or import any marine mammal, marine mammal parts, or products made thereof	1,000.00 + value
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**15 CFR 18: Regulations Pertaining to Marine Mammals**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
18.11	Unlawful take of marine mammal	500.00 + value
18.12	Unlawful import of marine mammals	500.00 + value
18.13	Unlawful port use, transport, purchase, sale of any marine mammal or marine mammal product	500.00 + value

**16 USC 742j**  
**Airborne Hunting Act**

**Statute:**  
**16 USC 742j-1**

General Airborne Hunting Act Violations

1,000.00 + value

**50 CFR 19: Regulations Pertaining to Airborne Hunting**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
19.11(a)(1)	Shoot from an aircraft for purposes of capturing or killing wildlife	1,000.00+ value
19.11(a)(2)	Use aircraft to harass wildlife	500.00
19.11(a)(3)	Participate in using aircraft to shoot or harass wildlife	1,000.00+ value
19.32(a)	Failure to file annual report	250.00

**16 USC 703-711**  
**Migratory Bird Treaty Act**

**Statute:**  
**16 USC 703**

Taking, pursuing, hunting, capturing, killing, or the attempt thereof; possess, sell, barter, purchase, ship, export, import, carry, transport, offer, or cause thereof; migratory birds, their parts, nests, or eggs, without authorization  
per part, nest, egg, item  
per each bird

500.00 +  
50.00 /  
value

**16 USC 705**

Ship, transport, carry in interstate or foreign commerce, any bird, part, nest, or egg, thereof, carried contrary to the law of the place where captured, killed, taken, shipped, transported, or carried

per part, nest, egg, item  
per each bird

350.00 +  
50.00 /  
value

**50 CFR 20: Migratory Game Bird Hunting Regulations**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
20.21(a)	Take with illegal device or substance	500.00 + value
20.21(b)	Take with shotgun capable of holding more than three(3) shells	100.00 + value
20.21(c)	Take by means, aid or use of sink box	150.00 + value
20.21(d)	Take from or by means, aid, or use of a motor driven conveyance, motor vehicle or aircraft	400.00+ value
20.21(e)	Take by means of motorboat or other craft having motor attached and under power	400.00+ value
20.21(f)	Take by use or aid of live decoys	250.00 + value
20.21(g)	Take by use or aid of electronic/recorded calls	250.00 + value



<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
20.21(h)	Take by means or aid of motor driven conveyance for concentrating, driving, or rallying, or stirring up waterfowl	200.00 + value
20.21(i)	Take by aid of bait or on or over baited area (where the defendant knew, or reasonably should have known, that the area was a baited area)	500.00+ value
16 USC 704(b)(2) and 16 USC 707(c)	Placed or directed placement of bait on or adjacent to an area for the purpose of causing, inducing, or allowing any person to take migratory game birds by the aid of baiting on and over a baited area.	1,000.00 + value
20.21(j)	Take while possessing toxic shotshells or shot	100.00 + value + 20.00/toxic shell + forfeit toxic shells
20.22	Take during closed season	500.00 + value
20.23	Take before/after legal shooting hours	1-15 min. 100.00+ value 16-30 min. 200.00+ value 31-45 min. 300.00 + value 45+ min. 400.00 + value
20.24	Take in excess of daily bag limit	300.00 + value
20.25	Wanton Waste of migratory birds	200.00 + value
20.26(c)	Failure to comply with temporary closure regs	250.00 + value
20.31	Possession of birds taken in violation of 20.21 thru 20.23	150.00 + value
20.32	Possess freshly killed migratory birds during closed season	300.00 + value
20.33	Exceed possession limit of migratory birds taken in the U.S	250.00 + value
20.34	Possess in excess of daily bag limit opening day	200.00 + value
20.35	Possess or transport in excess of daily field limit	250.00 + value
20.36	Violation of tagging regulations	150.00 + value
20.37	Custody of untagged birds of another	150.00 + value
20.38	Live wounded birds in possession	100.00 + value
20.40	Receive, possess, give to another untagged birds	100.00 + value
20.41	Transport birds taken in violation of 20.21 thru 20.24	150.00 + value
20.42	Transportation of untagged birds of another	150.00 + value
20.43	Transport mig. game birds with species ID removed	100.00 + value
20.44	Transport unmarked or improperly marked package containing mig. game birds via postal service or common carrier	100.00 per package

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
<b>20.51</b>	Export birds taken in violation of 20.12 through 20.24	<b>200.00 + value</b>
<b>- 20.52</b>	Export birds with species ID removed	<b>150.00 + value</b>
<b>20.53</b>	Export unmarked or improperly marked packages containing mig. birds as required	<b>150.00 per package</b>
<b>20.61</b>	Import mig. game birds in excess of legal limit	<b>200.00 + value</b>
<b>20.62</b>	Import mig. game birds belonging to another	<b>150.00 + value</b>
<b>20.63</b>	Import mig. game birds with species ID removed	<b>150.00 + value</b>
<b>20.64</b>	Import, possess, transport birds killed in foreign country without required export permits	<b>150.00 + value</b>
<b>20.65</b>	Import birds not drawn or dressed as required	<b>150.00 + value</b>
<b>20.66</b>	Import unmarked or improperly marked packages containing mig. birds as required	<b>150.00 per package</b>
<b>20.71</b>	Take, possess, transport, or export migratory birds, their parts, nests, or eggs in violation of any other federal law or regulation	<b>250.00 + value</b>
<b>20.72</b>	Take, possess, transport, or export migratory birds, their parts, nests, or eggs in violation of any other state law or regulation	<b>250.00 + value</b>
<b>20.73</b>	Import, possess, or transport, migratory birds, their parts, nests, or eggs if taken, bought, sold, transported, possessed, or exported contrary to any law or regulation of any foreign country, state, or province thereof	<b>250.00 + value</b>
<b>20.81</b>	Commercial facility with untagged mig. birds of another as required under 20.36	<b>200.00 + value</b>
<b>20.82</b>	Violation of record keeping requirement	<b>200.00</b>
<b>20.83</b>	Failure to permit premise inspection	<b>500.00</b>
<b>20.91(a)</b>	Purchase, sell, barter, or offer thereof for millinery or ornamental use, the feathers of migratory game birds	<b>500.00</b>
<b>20.91(b)</b>	Purchase, sell, barter, or the offer thereof, mounted specimens taken by hunting	<b>250.00 + value</b>
<b>20.100</b>	Take mig. game birds for which no season has been established	<b>250.00 + value</b>
<b>20.133</b>	Violation of crow hunting regulations	<b>50.00 + 50.00/bird</b>

**50 CFR 21: Migratory Bird Permit Violations**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
<b>21.2 thru 21.27</b>	Migratory Bird Permit Violations	<b>200.00 + value</b>

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
<b>21.28</b>	Violation of Falconry Permit requirements	<b>250.00 + value</b>
<b>21.28(d)(1)</b>	Take, possess, transport, golden eagle for falconry without a permit	<b>500.00 + value</b>
<b>21.28(d)(3)</b>	Unauthorized purchase, sale, or barter of raptor	<b>500.00 + value</b>
<b>21.29</b>	Violation of Falconry Standards	<b>250.00</b>
<b>21.29(e)(3)</b>	Take, possess, transport raptor in violation of 50 CFR 21.29	<b>250.00 + value</b>
<b>21.29(e)(3)(v)</b>	Unauthorized take of a threatened species	<b>500.00 + value</b>
<b>21.29(i)</b>	Unauthorized take of raptor	<b>350.00 + value</b>
<b>21.29(g)</b>	Failure to comply with facility/equip. standards	<b>150.00 + value</b>
<b>21.29(j)</b>	General violations of Misc. Falconry Regs	<b>150.00 + value</b>
<b>21.29(j)(5)</b>	Retain or exchange molted feathers for other than imping purposes	<b>150.00 + 50.00/feather</b>
<b>21.30</b>	General violation of Raptor propagation permit	<b>250.00 + \$100/bird</b>
<b>21.30(a)</b>	Take, possess, transport, sell, purchase, barter or transfer any raptor, raptor egg, or raptor semen, for propagation without authorization	<b>350.00 + \$100/bird</b>
<b>21.30(d)(7)</b>	Unauthorized hybridization of raptors	<b>500.00</b>
<b>21.41 thru 21.43</b>	Violation of Depredating Bird regulations	<b>200.00 + value</b>
<b>21.41(c)(1)</b>	Unauthorized killing of depredating mig. birds	<b>200.00 + value</b>
<b>21.42(c)(2)</b>	Take of depredating birds by unauthorized method or in unauthorized area	<b>200.00 + value</b>

**16 USC 718**  
**Migratory Waterfowl Hunting and Conservation Stamp Act**

<u>Statute:</u>		
<b>16 USC 718a</b>	Hunt migratory waterfowl without a federal waterfowl hunting stamp	<b>200.00 + value</b>
<b>16 USC 718b</b>	Hunting migratory waterfowl with an invalid (unsigned) federal waterfowl stamp	<b>100.00 + value</b>
<b>16 USC 718e(a)</b>	Loan or transfer valid migratory stamp to another person, or use stamp validated by another	<b>300.00</b>
<b>16 USC 718e(b)</b>	Alter, mutilate, imitate, or counterfeit migratory waterfowl stamp	<b>500.00</b>

**16 USC 668d**  
**Bald and Golden Eagle Protection Act**

Statute:  
**16 USC 668d**

Take, possess, transport, sell, purchase,  
 barter, trade, import, export any bald  
 or golden eagle or parts, nests, or eggs  
 thereof

**1000.00 + value**

**50 CFR 22: Regulations Pertaining to Bald and Golden Eagles**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
<b>22.11</b>	Take, possess, or transport a bald or golden eagle	<b>1000.00 + value</b>
	or parts, nest or eggs thereof	<b>250.00</b>
<b>22.12</b>	Sell, purchase, trade, barter, export, import, or offer thereof any bald or golden eagle	<b>1000.00</b>
	or parts, nest or eggs thereof	<b>250.00</b>
<b>22.21 thru 22.32</b>	Violation of eagle permit requirements	<b>250.00</b>

**16 USC 1531-1543**  
**Endangered Species Act - Convention on International Trade (CITES)**

Statute:

**16 USC 1538(c) thru 1538(d)**

Violations of Convention on International Trade  
 in Appendix designated wildlife & plants

**1,000.00 + Value**

**50 CFR 23: Regulations pertaining to import/export of protected wildlife & plants**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
<b>23.11(a) thru 23.11(e)</b>	Unlawfully import, export, re-export, or possess unlawfully imported, exported, or re-exported Appendix I species Appendix II species Appendix III species	<b>1,000.00 + value</b> <b>500.00 + value</b> <b>250.00 + value</b>

**50 CFR 24: Regulations pertaining to the import/export of plants**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
<b>24.11</b>	Import, export, re-export plants at non-designated port of entry	<b>250.00 + value</b>

**16 USC 4201-4245**  
**African Elephant Conservation Act**

Statute:

**16 USC 4223**

Import or export raw or worked ivory contrary to the provisions of the act

commercial  
 non-commercial

**1,000.00 + value**  
**500.00**

**16 USC 5301 - 5306**  
**Rhinoceros and Tiger Conservation Act of 1998**

Statute:  
**16 USC 5305(a)**

Sale, import or export of any product, item or substance intended for human consumption or application containing or labeled or advertised as containing any substance derived from any species of rhinoceros or tiger.

**250.00 + value**

**16 USC 431-433**  
**American Antiquities Act**

Statute:  
**16 USC 433**

Appropriate, excavate, injure, or destroy historic or prehistoric ruins, or monument, or any object of antiquity

**500.00**

**16 USC 470aa et seq.**  
**Archaeological Resources Protection Act of 1979**

Statute:  
**16 USC 470ee(a)**

Knowingly excavate, remove, damage, alter, deface or the attempt thereof, any archaeological resource on public or Indian lands without a permit or exemption...

Non-commercial  
Commercial

**500.00 + value**  
**1,000.00 + value**

**16 USC 470ee(b)**

Knowingly sell, purchase, exchange, transport, receive, or offer thereof, any archaeological resource if such resource was excavated or removed from Public or Indian lands in violation of 16 USC 470ee(a) or any provision, rule, regulation, ordinance or permit in effect under any other Federal law...

Non-commercial  
Commercial

**750.00 + value**  
**1,500.00 + value**

**16 USC 470ee(c)**

Knowingly sell, purchase, exchange, transport, receive, or offer thereof, any archaeological resource if such resource was excavated or removed from Public or Indian lands in violation of 16 USC 470ee(a) or any provision, rule, regulation, ordinance or permit in effect under any other State law...

Non-commercial  
Commercial

**750.00 + value**  
**1,500.00 + value**

**16 USC 470ee(d)**

Knowingly violate, counsel, procure, solicit, or employ any other person to violate any prohibition..

Non-commercial  
Commercial

**500.00**  
**1,000.00**

**16 USC 668dd(c)**  
**National Wildlife Refuge Act - Prohibited Acts**

Statute:  
**16 USC 668dd(c)**

Knowingly disturb, injure, cut, burn, remove, destroy, or possess any real or personal property of the United States...or take or possess any fish, bird, mammal, or other wild vertebrate or invertebrate animal or part or nest or egg thereof ...or enter, use, or otherwise occupy any such area for any purpose without a permit or authorization

**500.00 + value**

**16 USC 668dd**  
**Wildlife Conservation Easement Provisions**

Violations of Conservation Easement Contracts

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
1.	Dwellings, barns, outbuildings, or other structures built without authorization within easement areas	<b>500.00 + removal</b>
2.	Alter vegetation	<b>100.00 + restoration</b>
3.	Alter hydrology	<b>50.00 + restoration</b>
4.	Unauthorized cutting or mowing	<b>100.00 per acre</b>
5.	Unauthorized cultivation	<b>200.00 per acre</b>
6.	Unauthorized grazing	<b>50.00 per animal</b>
7.	Unauthorized harvesting or cutting of wood	<b>200.00 + value</b>
8.	Unauthorized burning	<b>100.00 per acre</b>
9.	Place refuse, waste, sewage or other debris	<b>500.00 + removal</b>
10.	Littering	<b>50.00</b>
11.	Drain, dredge, channel, or fill	<b>500.00 + restoration</b>
12.	Pump, dike, or impound, and related activity	<b>500.00 + restoration</b>
13.	Divert or affect the natural flow or surface or underground water into, within, or out of easement	<b>500.00 + restoration</b>
14.	Fail to control noxious weeds/other undesirable plants	<b>100.00</b>
15.	Hunting on a closed area	<b>200.00 + value</b>
	Fishing on a closed area	<b>100.00 + value</b>
16.	Taking or attempting to take fish & wildlife in violation of a Federal, state, or local game/fish regulations	<b>100.00 + value</b>

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
17.	Failure to allow inspection, entry, or egress by an authorized official, agent, or employee	<u>500.00</u>
- 18.	Trespass on a closed area	100.00
19.	Interfere with the management of easement area	100.00

**16 USC 668dd and 16 USC 721-731**  
**National Wildlife Refuge Administrative Act**

**50 CFR 25: Administrative Provisions**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
25	All other admin. provisions regulations	<u>100.00</u>
25.21	Enter a closed portion of National Wildlife Refuge	200.00
25.31	Failure to comply with special regulations	150.00
25.42	Failure to display permit when requested	100.00
25.72	Failure to report accidents	100.00

**50 CFR 26: Regulations Pertaining to Public Entry & Use**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
26	All other public entry and use regulations	<u>150.00</u>
26.21(a)	Trespass on National Wildlife Refuge (NWR)	200.00
26.21(b)	Permit unconfined domestic animal to enter a NWR	100.00 + 50.00/animal
26.36	Conduct public assembly/demonstration without a permit	100.00

**50 CFR 27: Prohibited Acts**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
27.21	Take any animal or plant without authorization	<u>250.00 + value</u>
27.31	Travel on other than a designated route of travel	100.00
27.31(a)	Operate a vehicle in violation of state law	100.00
27.31(b)	Operate a vehicle under the influence of drugs or intoxicating beverage	250.00
27.31(c)	Operate a vehicle carelessly or heedlessly	150.00
27.31(d)	Exceed 25 mph or posted speed limit	50.00 + 2.00/mph over speed limit (21 mph or more over speed limit: 150.00)
27.31(e)	Operate vehicle without a muffler/spark arrester	100.00

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
27.31(f)	Operate vehicle without license plate/registration	100.00
27.31(g)	Operate vehicle without a drivers license	100.00
27.31(h)	Block road access for other vehicles	100.00
27.31(i)	Failure to obey orders of traffic control officer	250.00
27.31(j)	Operate over-sized/over-weight vehicle	200.00
27.31(k)	Moving of vehicle involved in accident	150.00
27.31(l)	Operate a vehicle without proper headlights, tail- lights, or brake lights	50.00
27.31(m)	Violation of other established special vehicle requirements	100.00
27.32(a)	Unauthorized use of a boat	200.00
27.32(b)	Operate boat in violation of either Coast Guard or State laws	50.00
27.32(b)(2)	Operate boat in reckless/negligent manner	150.00
27.32(b)(3)	Operate boat under influence of an intoxicant	250.00
27.32(b)(4)	Interfere with operation of other boats	100.00
27.32(b)(5)	Operate boat without proper marine head	50.00
27.32(b)(6)	Operate a sailboat without required lights	50.00
27.32(b)(7)	Leave boat unattended for 72 hrs	100.00
27.32(b)(8)	Unauthorized use of government boat dock	50.00
27.33	Unauthorized waterskiing on NWR	75.00
27.34	Unauthorized operation of aircraft on/over NWR	250.00
27.41	Carry, possess or discharge a firearm	200.00
	Carry, possess or discharge fireworks/explosive	200.00
27.42	Firearms; other violations	200.00
27.43	Use of weapons other than firearms	200.00
27.51	Disturb, injure, damage animals on NWR	200.00 + value
	Disturb, injure, damage plants on NWR	100.00 + value
27.52	Introduction of plants/animals on NWR	100.00 + 50.00/item
27.61	Destruction or removal of property from NWR	200.00
27.62	Search for or remove objects of antiquity	200.00
27.63	Unauthorized search for valued objects; no permit	200.00



<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
<u>27.64</u>	Unauthorized prospecting/mining on a NWR	<u>500.00</u>
27.65	Tamper with vehicles or equipment	200.00
27.71	Take or film motion pictures for commercial use	200.00
27.72	Cause unreasonable disturbances w/ audio equip	200.00
27.73	Use of artificial light to take wildlife	200.00 + value
27.81	Enter NWR under the influence of alcohol	300.00
27.82(b)(1)	Deliver controlled substance	500.00
27.82(b)(2)	Possess controlled substance on a NWR	250.00
27.82(b)(3)	Under influence of a controlled substance	250.00
27.83	Indecency or disorderly conduct	250.00
27.84	Interference with persons engaging in authorized activity	300.00
27.85	Gambling on NWR	100.00
27.86	Begging or soliciting	100.00
27.91	Conducting field trials	200.00
27.92	Construct, install, occupy private structure	250.00
27.93	Abandon private property	300.00
27.94	Litter on a NWR	200.00
	Dumping refuse or waste	500.00
	Depositing environmental contaminants	1,000.00
27.95(a)	Setting unauthorized fire	200.00
	Setting unauthorized campfire	100.00
27.95(b)	Leaving fire unattended	150.00
27.95(c)	Throw burning cigarette, match, etc. where it may start a fire	150.00
27.95(d)	Smoking violation	100.00
27.96	Unauthorized advertising	100.00
27.97	Conduct private commercial operation	200.00

50 CFR 28: Regulations pertaining to Refuge Special Regulations-General

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
28.31	Violate any provision, rule, regulation, sign, or special regulation	150.00

**50 CFR 31: Regulations pertaining to Commercial Fishing & Trapping**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
31.13	No refuge commercial fishing permit	250.00 + value
- 31.16	Violation of federal trapping permit regulations, state trapping laws, or other special trapping laws, or special trapping regulations	
	Violate state law	100.00 + value
	Violate permit conditions, etc	100.00 + value
	Failure to inspect traps	100.00 + value
	Unlawful sets; unlawful equipment	150.00 + value
	Animal unlawfully trapped	150.00 + value

**50 CFR 32: Regulations pertaining to Hunting**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
32.2(a)	Hunt without a State license	200.00 + value
32.2(b)	Hunt without a migratory waterfowl stamp	200.00 + value
32.2(c)	Hunt in violation of federal law	150.00 + value
32.2(d)	Hunt in violation of state law	150.00 + value
32.2(e)	Hunt in violation of special access requirements	100.00 + value
32.2(f)	Failure to comply with special regulations, as per 32.12, 32.22, 32.32	150.00
32.2(g)	Bow hunt with any drug on a arrow	500.00 + value
32.2(h)	Distribution of bait and hunting over bait on NWR	500.00 + value
32.2(i)	Use of nails, wire, screws or bolts to attach a tree stand to a tree, or hunt from tree into which a metal object has been driven	100.00
32.2(j)	Use or possession of alcohol while hunting	200.00
32.2(k)	Use or possession of toxic shot while hunting with shotgun or muzzle-loader on Waterfowl Production Areas, or other designated areas	100.00 + value + 20.00/toxic shell + forfeit toxic shells

**50 CFR 32.5: Regulations pertaining to Fishing**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
32.5(a)	Fish without a state license	100.00 + value
32.5(b)	Noncompliance with applicable federal law	100.00 + value
32.5(c) thru 32.5(e)	Violations of State and applicable special regulations on fishing	100.00 + value

**50 CFR 70: Regulations pertaining to National Fish Hatcheries**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
<u>70.2</u>	Administrative provisions as adopted from Part 25	<u>As noted in Part 25</u>
- 70.4(a)	Prohibited Acts as adopted in Part 27	As noted in Part 27
70.4(b)	Unauthorized taking, or attempt to take fish, amphibians, or other aquatic animals	200.00 + value
70.4(c)	Unauthorized take of any animal	200.00 + value
70.4(d)	Disturbing spawning fish	100.00
70.6	Public Entry & Use as adopted from Part 26	As noted in Part 26

**50 CFR 71: Regulations pertaining to Hunting & Fishing on National Fish Hatcheries**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
<u>71.2(a)</u>	Hunt without a State license	<u>100.00</u>
71.2(b) thru 71.2(f)	Noncompliance with other laws or regulations	100.00
71.12(a)	Fish without a State license	100.00
71.12(b) thru 71.12(e)	Noncompliance with other laws or regulations	100.00

**Oversight Provision**

**All regulatory provisions of 50 CFR *et seq.* not previously enumerated**

<u>Section Number</u>	<u>Offense</u>	<u>Collateral</u>
<u>As listed</u>	Violations of permits or permit requirements	<u>100.00</u>
	Violations of taking, sale, purchase or barter	250.00
	Violation of possession, transport, import/export	150.00
	All other violations or noncompliance	50.00

**18 USC 13  
Assimilative Crime Act**

<u>Statute:</u> <b>18 USC 13</b>	Violation of state statutes on land administered by the FWS	300.00 + value
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**10 USC 2671(a)  
Hunting, Fishing, Trapping on Military Reservations**

<u>Statute:</u> <b>10 USC 2671(a)</b>	Violation of state statutes for wildlife or plants while on military reservation	300.00 + value
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## APPENDIX A

### Wildlife & Plant Value Table

<u>Category</u>	<u>Species</u>	<u>Comments</u>	<u>Value</u>
<b>Big Game Animals</b>	elk/caribou	whole/trophy	cow: \$1,000.00 bull: \$5,000.00
	moose/bison	whole/trophy	cow: \$2,000.00 bull: \$7,000.00
	sheep/mtn. goat	whole/trophy	\$10,000.00
	deer/pronghorn	whole/trophy	doe: \$500.00 buck: \$2,000.00
	blk. bear/cougar	whole/trophy	\$5,000.00
	brown bear	whole/trophy	\$7,000.00
	polar bear	whole/trophy	\$10,000.00
	rhino/hippo buffalo/elephant/ felines	whole/trophy	\$10,000.00
	all other African/ Asian/S. American/ European	whole/trophy	\$2,500.00
	all other	whole/trophy	\$1,000.00
	all parts/products	per item	\$100.00 or DEC value
<b>Small Game animals</b>	All whole/trophy	per item	\$100.00
	All parts/products	per item	\$25.00
	All whole/skin	per item	\$100.00
<b>Fur bearing animals</b>	Rodent family	whole/skin	\$25.00
	Canine family	whole/skin	\$100.00
	Procyon/Mustelid family	whole/skin	\$50.00
	Feline family	whole/skin	\$250.00
	All others	whole/skin	\$25.00
	All parts/products	per item	\$25.00 or DEC value

<u>Category</u>	<u>Species</u>	<u>Comments</u>	<u>Value</u>
<b>Non-game animals</b>	Carnivores	whole/skin parts	\$1500.00 \$500.00
	Primates	whole	\$1000.00
	Others	whole	\$300.00
	All parts/products	per item	\$250.00
<b>Migratory game birds</b>	Swans	whole/mount	\$1000.00
	Geese	whole/mount	\$75.00
	Ducks	whole/mount	\$50.00
	Doves/Pigeons	whole/mount	\$25.00
	All other	whole/mount	\$50.00
	All parts/products	per item	\$25.00 or DEC value
<b>Migratory non-game birds</b>	Eagles	whole/mount	\$1000.00
		parts/products	\$250.00
	Hawks/Owls	whole/mount	\$500.00
	Song birds	whole/mount	\$100.00
	All others	whole/mount	\$100.00
	All parts/products	per item	\$50.00 or DEC value
<b>Other game birds</b>	Wild turkey	whole/mount	\$500.00
	Grouse/Prairie chickens	whole/mount	\$250.00
	All other	whole/mount	\$100.00
	All parts/products	per item	\$25.00 or DEC value
<b>Parrots</b>	Macaws/Cockatoos	whole/mount	\$1000.00
	Parrots	whole/mount	\$500.00
	All others	whole/mount	\$100.00
	All parts/products	per item	\$25.00 or DEC value

<u>Category</u>	<u>Species</u>	<u>Comments</u>	<u>Value</u>
<b>Other pet birds</b>	All	whole/mount	\$100.00
	All parts/products	per item	\$10.00
<b>Other animals</b>	All whole/product	per item	\$50.00 or DEC value
<b>Endangered/ Threatened wildlife</b>	All	whole/trophy	\$2,000.00
	All	parts	\$500.00
		curios/jewelry	\$100.00 or DEC value
<b>Endangered/ Threatened plants</b>	All		\$1,000.00
<b>Marine Mammals</b>	All (except polar bear)	whole/trophy	\$2,000.00
		parts/curios/ other	\$100.00 or DEC value
<b>Game Fish</b>	trout/salmon/walleye/ bass/pike/ etc.	whole/trophy	\$75.00
<b>Sport Fish</b>	pan fish/catfish/ etc.	whole/trophy	\$25.00
<b>Other fish</b>	Paddle/Sturgeon/etc.	whole/trophy	\$500.00
	Eggs/Roe	per pound	\$500.00
	all other	whole/trophy	\$25.00
<b>Non-sport fish</b>	carp/sucker/gar/etc.	whole/trophy	\$10.00
<b>Tropical fish</b>	All	per fish	\$25.00 or DEC value
<b>Bait fish</b>	All	whole/product	\$10.00
<b>Amphibians</b>	All whole/product	per item	\$50.00 or DEC value
<b>Reptiles</b>	All whole/product	per item	\$50.00 or DEC value
<b>Insects</b>	All whole/products	per item	\$50.00 or DEC value

<u>Category</u>	<u>Species</u>	<u>Comments</u>	<u>Value</u>
Mollusks	All whole/products	per item	\$25.00 or DEC value
Corals	All whole/products	per item	\$50.00 or DEC value
Deciduous trees	All	> 10 yrs.	\$1,000.00
		< 10 yrs.	\$200.00
Coniferous trees	All	> 10 yrs.	\$1,000.00
		< 10 yrs.	\$200.00
Bushes	All	adult	\$750.00
		young	\$150.00
Cacti	All	per plant	\$100.00
Sedges/grasses	All	per sq. foot	\$50.00
Orchid family	All		\$100.00
Other plants	All		\$10.00
Archeological Resources	All	per item	\$100.00

**WILDLIFE/PROPERTY FORFEITURE ORDER  
NORTHERN DISTRICT OF TEXAS**

Unless otherwise specifically ordered by a United States Court, any fish, wildlife, plants, or property which has been seized under the authority of the Migratory Bird Treaty Act, 16 USC 703-712; the National Wildlife Refuge Systems Administrative Act, 16 USC 668dd-668ee; the Eagle Protection Act, 16 USC 668-668e; the Endangered Species Act, 16 USC 1531-1542; the Migratory Waterfowl Hunting Stamp Act, 16 USC 718-718i; the Airborne Hunting Act, 16 USC 742j-1; the Marine Mammal Protection Act, 16 USC 1361-1407; the Tariff Classification Act, 19 USC 1202; the Lacey Act, 18 USC 42; the Lacey Act Amendments, 16 USC 3371-3378; the American Antiquities Act, 16 USC 433; the African Elephant Conservation Act, 16 USC 4201-4245; the Archeological Resources Protection Act, 16 USC 470aa et seq.; Wild Bird Conservation Act, 16 USC 4901-4916; and Rhinoceros and Tiger Conservation Act of 1998, 16 USC 5301 et seq.; where final disposition of the case has been made by either payment of a forfeiture of collateral or a judgement by the Court on behalf of the government and where so authorized by statute, such wildlife or property shall be forfeited to the U.S. government and disposed of by the U.S. Fish & Wildlife Service in the manner prescribed by Title 50, Code of Federal Regulations, Part 12.